

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division

JESSE STEVEN DOYLE,

Plaintiff,

v.

Civil Action No. 3:21cv640

TED HULL, *et al.*,

Defendants.


MEMORANDUM OPINION

By Memorandum Order entered on October 27, 2021, the Court conditionally docketed Doyle's civil action. (ECF No. 3.) At that time, the Court directed Doyle to affirm his intention to pay the full filing fee by signing and returning a consent to the collection of fees form. (*Id.* 2–3.) The Court warned Doyle that a failure to comply with the above directive within thirty (30) days of the date of entry thereof would result in summary dismissal of the action. (*Id.* 1.)

Doyle has not complied with the Court's order to return a consent to collection of fees form. As a result, he does not qualify for *in forma pauperis* status. Furthermore, he has not paid the statutory filing fee for the instant action. *See* 28 U.S.C. § 1914(a). Doyle's conduct demonstrates a willful failure to prosecute. *See* Fed. R. Civ. P. 41(b).¹ Accordingly, this action will be DISMISSED WITHOUT PREJUDICE.

An appropriate Order shall accompany this Memorandum Opinion.

Date: 1-13-2022
Richmond, Virginia


M. Hannah Lauck
United States District Judge

¹ This Rule allows for dismissal of an action “[i]f the plaintiff fails to prosecute or to comply with [the Federal Rules of Civil procedure] or a court order.” Fed. R. Civ. P. 41(b).